

Minutes
Air Pollution Control Board
Indiana Government Center South
Conference Room C
402 West Washington Street
Indianapolis, Indiana

August 7, 2002
1:09 p.m.

1. Acting-Chairman, Mr. Thomas Anderson called the meeting to order. He noted that a quorum was present.

**CALL TO ORDER
QUORUM**

2. Mr. Anderson introduced the board members.

**INTRODUCTION OF
MEMBERS**

Present: Mr. Thomas Anderson (Acting-Chairman)
Dr. James Miner
Mr. Randy Staley
Dr. Phil Stevens
Mr. Howard Cundiff, Proxy, State Board of Health
Mr. John Bacone, Proxy, Department of Natural Resources
Ms. Michaela Kendall, Proxy, Lt. Governor

Also present were Mr. Timothy Method, Deputy Commissioner; Ms. Janet McCabe, Assistant Commissioner and Ms. Kathy Watson, Branch Chief. The following IDEM staff members were present for all or part of the meeting: Mr. Roger Letterman, Mr. Greg Wingstrom, Ms. Gayla Killough and Ms. Susan Bem. A court reporter was present and a transcript is available for review.

3. Mr. Method informed the air pollution control board members that the next meeting of the Environmental Quality Service Council would be August 8, 2002 at 1:30 pm. Then he reviewed the topics the Council would address.

REPORTS

Ms. McCabe explained an ozone monitoring chart showing days that were recorded over the eight-hour ozone standard. She informed the board that the hearing in Northwest Indiana regarding a proposed petition to U.S. EPA to redesignate Lake and Porter Counties to attainment of the one-hour standard had been cancelled due to the number of one-hour ozone exceedances during the summer. She also informed the board that the petition to redesignate Lake and Porter counties for attainment of the PM10 standard is going forward and a public hearing was held on July 18, 2002.

Ms. McCabe reported on the hazardous air pollutant report required by Senate Enrolled Act 259 that is to be completed by November.

4. Mr. Anderson introduced the May 1, 2002, Air Pollution Control Board minutes.

MINUTES

Mr. Bacone moved to adopt the May 1, 2002, Air Pollution Control Board Minutes. Dr. Miner seconded. The motion passed unanimously.

Mr. Anderson introduced the June 5, 2002, Air Pollution Control Board minutes.

Ms. Kendall moved to adopt the June 5, 2002, Air Pollution Control Board Minutes. Dr. Stevens seconded. The motion passed unanimously.

5. Mr. Roger Letterman commented on nonrule policy document, Air-007-NPD (Revised). This nonrule policy document applies to sources that have Part 70 or FESOP permits. The revisions address changes in annual compliance certification procedures at the federal and state levels.

Mr. Anderson stated that the non-rule policy document did not require board action.

Mr. Bernie Paul of Eli Lilly, representing the Clean Air Strong Economy Coalition, supported the majority of revisions to the non-rule policy document, but requested that the board direct IDEM not to move forward with publishing the non-rule policy document in the Indiana Register until members of the regulated community have had an opportunity to work with the department additionally or make revisions. Mr. Paul submitted a handout suggesting revisions to the non-rule policy document.

NONRULE POLICY DOCUMENT, Air 007- NPD, REVISED, Guidelines for Submittal and Review of Annual Compliance Certifications under the Federally Enforceable State Operating Permit (FESOP) and Part 70

6. Mr. Anderson introduced Exhibit 1-A, the proposed rule as preliminarily adopted, and Exhibit 1-B, the rule as preliminarily adopted with IDEM's suggested changes incorporated, into the record of the hearing.

Ms. Watson stated that the rules being presented to the board were originally a part of the sunset rulemaking. When the sunset rule was amended by the General Assembly, SIP rules were exempted from sunset. Because of this, many of the rules that were preliminarily adopted dropped out of this rulemaking but the department is going forward with 326 IAC 4-2, 326

PUBLIC HEARING FOR FINAL ADOPTION OF AMENDMENTS TO RULES 326 IAC 4-2, Incinerators, 326 IAC 9- 1, Carbon Monoxide Emissions Limits, and REPEAL OF RULE 326 IAC 19-1,

IAC 9-1, and 326 IAC 19-1 because there were changes IDEM wanted to address. Rules 326 IAC 4-2 and 326 IAC 9-1 are SIP approved rules that have been on IDEM's books for a long time. These rules have been updated to address comments that have been made by stakeholders. The goal in repealing 326 IAC 19-1, was to delete rules that are not going to be implemented by the state because they are no longer federally required.

Mr. Bernie Paul, commented that the changes to 326 IAC 4-2 are better than the existing rule because it exempts sources subject to very stringent MACT standards and is clear in what provisions it requires the rest of the sources to comply with.

Mr. Bacone moved to adopt the amendments to rules 326 IAC 4-1, 326 IAC 9-1, and repeal of 326 IAC 19-1. Mr. Cundiff second. The motion passed 7-0.

Dr. Miner moved to final adopt rules 326 IAC 4-1, 326 IAC 9-1, and repeal of 326 IAC 19-1, as amended. Mr. Staley seconded. The motion passed unanimously.

7. Mr. Anderson introduced Exhibit 2, the proposed rule as preliminarily adopted, into the record of the hearing.

Ms. Watson stated that the rule had not changed from preliminary adoption. The purpose of the rule is to incorporate the redesignation to attainment of the one-hour ozone standard of Clark and Floyd Counties into state rules. Ms. Watson asked the board to final adopt the amendments to rules 326 IAC 1-4-1, 326 IAC 4-1-4.1, 326 IAC 8-2-9, and 326 IAC 13-3-1, Redesignation of Clark and Floyd Counties to Attainment of the One-Hour Ozone Standard.

Mr. Bacone moved to final adopt amendments to rules 326 IAC 1-4-1, 326 IAC 4-1-4.1, 326 IAC 8-2-9, and 326 IAC 13-3-1. Dr. Stevens seconded. The motion passed 7-0.

8. Mr. Anderson introduced Exhibit 3-A, the proposed rule as preliminarily adopted, and Exhibit 3-B, the proposed rule as preliminarily adopted with IDEM's suggested changes incorporated, into the record of the hearing.

Ms. McCabe stated that the rule was initiated to provide a compliance option for certain kinds of manufacturing that use dip and flow coating operations as an efficient way of applying paint or other coatings. After final adoption by the air pollution control board and submittal to U.S. EPA as a SIP revision, U.S. EPA raised SIP approveability issues. IDEM has worked with U.S. EPA and members of the regulated community to provide compliance options applicable to dip and flow operations that are acceptable to U.S. EPA

**PUBLIC HEARING
FOR FINAL
ADOPTION OF
AMENDMENTS TO
RULES 326 IAC 8-1-2,
Compliance Methods
Applicable to DIP and
Flow Operations at
Miscellaneous Metal**

Mr. Greg Wingstrom, from the Northern Regional office in South Bend, Indiana, gave an overview of the rule and stated the final rule contained wording that had specific requirements regarding emissions averaging and calculation of emissions.

Mr. Doug Fitzgerald, representing Monaco Coach, expressed concerns with the proposed amendments. He requested that the proposed rule language be modified to account for the increase in transfer efficiency that a dip of flow coating operation provides and that the solids content and the equivalent emissions calculations be adjusted.

Ms. McCabe replied that the department doesn't think it prudent to ask the board to adopt a rule that EPA is going to disapprove.

Mr. Cundiff moved to adopt the amendments to rule 326 IAC 8-1-2. Dr. Stevens seconded. The motion passed 7-0.

Dr. Stevens moved to final adopt rule 326 IAC 8-1-2, as amended. Mr. Cundiff seconded. The motion passed unanimously.

9. The next meeting was tentatively scheduled for Wednesday, September 4, 2002 at 1:00 p.m, Indiana Government Center South, Indianapolis, Indiana in Conference Room C.

NEXT MEETING

10. Mr. Cundiff moved to adjourn the meeting. Dr. Miner seconded. The vote was unanimous. Mr. Anderson adjourned the meeting at 2:15 p.m.

ADJOURNMENT

Thomas Anderson, Acting Chairman

These minutes were taken from the August 7, 2002 transcript, and were written on October 9, 2002, by Karol T. Chuma, Office of Air Quality.